

Application Number 10/588,534

Amendment dated November 24, 2008

Response to Office Action dated September 11, 2008

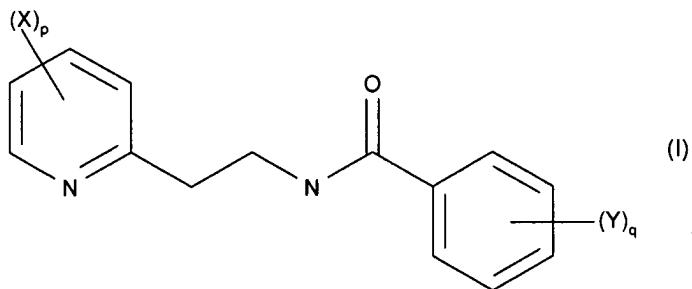
Amendments to the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application.

Listing of Claims:

1. (Currently Amended) A composition comprising:

a) a pyridylethylbenzamide derivative of general formula (I)



in which:

p is an integer equal to 1, 2, 3 or 4;

q is an integer equal to 1, 2, 3, 4 or 5;

each substituent X is chosen, independently of the others, as being halogen, alkyl or haloalkyl;

each substituent Y is chosen, independently of the others, as being halogen, alkyl, alkenyl, alkynyl, haloalkyl, alkoxy, amino, phenoxy, alkylthio, dialkylamino, acyl, cyano, ester, hydroxy, aminoalkyl, benzyl, haloalkoxy, halosulphonyl, halothioalkyl, alkoxyalkenyl, alkylsulphonamide, nitro, alkylsulphonyl, phenylsulphonyl or benzylsulphonyl;

as to the N-oxides of 2-pyridine thereof;

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and

b) a compound capable of inhibiting mitosis and cell division selected from the group consisting of:

[5-Chloro-6-(2,4,6-trifluoro-phenyl)-[1,2,4]triazolo[1,5- α]pyrimidi n-7-yl]-

((R)-1,2,2-trimethyl-propyl)-amine,

5-Chloro-6-(2,4,6-trifluoro-phenyl)-[1,2,4]triazolo[1,5- α]pyrimidin-7-yl]-

((R)-1,2-dimethyl-propyl)-amine;

[5-Chloro-6-(2,4,6-trifluoro-phenyl)-[1,2,4]triazolo[1,5- α]pyrimidin-7-yl]-((R)-1,2-dimethyl-propyl)-amine,

-Chloro-7-(4-methyl-piperidin-1-yl)-6-(2,4,6-trifluoro-phenyl)-[1,2,4]triazolo[1,5- α]pyrimidine,

5-Chloro-7-(4-methyl-piperidin-1-yl)-6-(2,4,6-trifluoro-phenyl)-[1,2,4]triazolo[1,5- α]pyrimidine,

benzimidazole derivatives,

thiophanate,

thiophanate-methyl,

diethofencarb,

zoxamide, and

pencycuron;

in a (a)/(b) weight ratio of from 0.01 to 20.

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2. (Previously Presented) The composition of claim 1 wherein p is 2.

3. (Previously Presented) The composition of claim 1 wherein q is 2.

4. (Previously Presented) The composition of claim 1 wherein each X is independently selected from the group consisting of halogen and haloalkyl.

5. (Previously Presented) The composition of claim 1 wherein each X is independently selected from the group consisting of a chlorine atom and a trifluoromethyl group.

6. (Previously Presented) The composition of claim 1 wherein each Y is independently selected from the group consisting of halogen and haloalkyl.

7. (Previously Presented) The composition of claim 1 wherein each Y is independently selected from the group consisting of a chlorine atom and a trifluoromethyl group.

8. (Previously Presented) The composition of claim 1 wherein the compound of general formula (I) is selected from the group consisting of:

N-{2-[3-chloro-5-(trifluoromethyl)-2-pyridinyl]ethyl}-2-trifluoromethylbenzamide;
N-{2-[3-chloro-5-(trifluoromethyl)-2-pyridinyl]ethyl}-2-iodobenzamide; and
N-{2-[3,5-dichloro-2-pyridinyl]ethyl}-2-trifluoromethylbenzamide.

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9. (Previously Presented) The composition of claim 8 wherein the compound of general formula (I) is

N-{2-[3-chloro-5-(trifluoromethyl)-2-pyridinyl]ethyl}-2-trifluoromethylbenzamide.

10. (Previously Presented) The composition of claim 1 wherein the compound capable of inhibiting mitosis and cell division is a benzimidazole derivative.

11. (Previously Presented) The composition of claim 10 wherein the benzimidazole derivative is selected from the group consisting of benomyl, carbendazim, fuberidazole and thiabendazole.

12. (Previously Presented) The composition of claim 1 wherein the compound capable of inhibiting mitosis and cell division is selected from the group consisting of [5-Chloro-6-(2,4,6-trifluoro-phenyl)-[1,2,4]triazolo[1,5- α]pyrimidin-7-yl]-((R)-1,2,2-trimethyl-propyl)-amine,

[5-Chloro-6-(2,4,6-trifluoro-phenyl)-[1,2,4]triazolo[1,5- α]pyrimidin-7-yl]-((R)-1,2-dimethyl-propyl)-amine,

5-Chloro-7-(4-methyl-piperidin-1-yl)-6-(2,4,6-trifluoro-phenyl)-[1,2,4]triazolo

[1,5- α]pyrimidine,

thiophanate,

thiophanate-methyl,

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diethofencarb, zoxamide and

pencycuron.

13. (Previously Presented) The composition of claim 1 further comprising a fungicidal compound (c).

14. (Previously Presented) The composition of claim 13 wherein the fungicidal compound (c) is selected from the group consisting of iprodione and chlorotalonil.

15. (Previously Presented) The composition of claim 1 further comprising an agriculturally acceptable support, carrier, filler and/or surfactant.

16. (Previously Presented) A method for preventively or curatively controlling phytopathogenic fungi of crops comprising applying an effective and non-phytotoxic amount of a composition according claim 1 to the seed, the plant and/or to the fruit of the plant or to the soil in which the plant is growing or in which it is desired to grow.